

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Appln. No Confirmation		) Art Unit: ) Examiner:
	-	An Active Substance Which Can Be Inhaled
Commissioner P. O. Box 1450 Alexandria, V.	0	
April 20, 2004		
TRANSM	ITTAL LETTER FOR IN	FORMATION DISCLOSURE STATEMENT
Sir:		
		ect application is an Information Disclosure R. §§1.56 and 1.97, as more specifically described
§1.53 (d); ii) v 37 C.F.R. §1.4 on the merits;	nal application other than a vithin three (3) months of th 91 in an international appli	eing filed: i) within three (3) months of the filing continued prosecution application under 33 C.F.R. the date of entry of the national stage as set forth in cation; iii) before the mailing of a first Office action a first Office action after the filing of a request for 1.114.
notice of allow	b), but before the mailing dayance under 37 C.F.R. §1.3	eing filed after the time period specified in 37 (ate of: i) a final action under 37 C.F.R. §1.113, ii) a l1, or iii) an action that otherwise closes ment is being accompanied by:
	A statement as specified in	n 37 C.F.R. §1.97(e) [see below]; or
	The fee set forth in 37 C.F.	R. §1.17(p).
		is hereby authorized to charge payment of the C.F.R. §1.17(p) to Deposit Account No.

	1.97(d). This Statement is being filed after the period specified in 37 C.F.R. b) but on or before payment of the issue fee. This Statement is accompanied by a cent as specified in 37 C.F.R. §1.97(e) [see below] and the fee set forth in 37 C.F.R. b).
	1.97(e).
	Each item of information contained in the instant information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the instant information disclosure statement; or
	No item of information contained in the instant information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in the instant information disclosure statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three (3) months prior to the filing of the instant information disclosure statement.
	The fee set forth in 37 C.F.R. §1.17(p).
	The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. 02-2955.
counte in secti	1.704(d). Each item of information contained in the accompanying information ure statement was cited in a communication from a foreign patent office in a rpart application, which communication was not received by any individual designated ion 1.56(c) more than thirty (30) days prior to the filing of the accompanying ation disclosure statement.
	The Commissioner is hereby authorized to charge payment of any additional filing quired under 37 C.F.R. §1.16 and any patent application processing fees under 37 §1.17, or credit any overpayment of same, to Deposit Account No. 02-2955.

Triplicate copies of this form are enclosed.

Respectfully submitted,

adduill Andrea D. Small

Attorney for Applicant(s)

Reg. No. 54,859

Patent Department Boehringer Ingelheim Corp. 900 Ridgebury Road, P.O. Box 368

Ridgefield, CT 06877 Tel: (203) 798-4816

Date: April 20, 2004

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

**Commissioner For Patents** P. O. Box 1450 Alexandria, VA 22313-1450

on April 20, 2004.

Andrea D. Small, Reg. No. 54,859

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPART MENT OF COMMERCS
or the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO			Complete if Known			
	Salute for form 1445741 70			Application Number	10/757,047	
INFORMATION DISCLOSURE				Filing Date	01/14/2004	
STATEMENT BY APPLICANT  (Use as many sheets as necessary)				First Named Inventor	Heinrich KLADDERS	
			OAII I	Art Unit		
			)	Examiner Name		
et	1 1	of	1	Attorney Docket Number	1/1449	

Sheet

				DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	_	Number-Kind Code <sup>2 (F known)</sup>			
/SD/		<sup>US-</sup> 2003/0106827 A1	06/12/2003	Cheu, S. et al	000000000000000000000000000000000000000
		US-			
		US-			11
		US-			
	1	US-			
		US-			

	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> 'Number <sup>4</sup> 'Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>		
***************************************			•					
•								
				•••••••••••••••••••••••••••••••••••••••				

Examiner Signature	/Steven Douglas/	Date Considered	01/27/2009

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.